

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Harry Nieberg, an individual, and Harry Nieberg
Funeral Home Inc. a New York Corporation

Plaintiffs,

Case No.
08 Civ. 00392

Vs

Nieberg Midwood Chapel Inc., a New York Corporation,
and Midwood Memorial Chapel Inc., a New York
Corporation,

Defendants.

**AFFIDAVIT OF
SERVICE**

STATE OF NEW YORK)
COUNTY OF NEW YORK } ss.:

Caswell Bryan, being duly sworn, deposes and says: I am not a party to this action, am over 18 years of age and reside at Yonkers, NY:

On January 18, 2008 at 1:16 p.m. at 1625 Coney Island Avenue, Brooklyn, Brooklyn, NY 11230, I served the within SUMMONS, COMPLAINT, RULE 7.1 STATEMENT, 3RD AMENDED INSTRUCTIONS FOR FILING ELECTRONIC CASE OR APPEAL, GUILDLINES and PROCEDURES FOR ECF, JUDGE'S RULES and MAGISTRATES RULES on NIEBERG MIDWOOD CHAPEL INC., defendant therein named, by delivering a true copy of same to PETER NIEBERG, designated agent.

The person served is a white male, brown/gray hair, 55-65 years old, 5'10"-6'0" in height, 200-210 pounds.

Caswell Bryan
Caswell Bryan
License No. 846846

Sworn to before me this
23rd day of January 2008

Peter Nieberg
NOTARY PUBLIC
SARAH LAZARUS
NOTARY PUBLIC-STATE OF NEW YORK
No. 4-70593
Qualified in Westchester County
My Commission Expires January 13, 2010

139 Fulton Street, New York, NY 10038
Tel: 212-393-9070 • 800-393-1277 • Fax: 212-393-9796

Legal Ease
Inc.